

REGULAR MEETING OF CITY COUNCIL
APRIL 6, 2010 1:30 P.M.

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| PRESENT: | Jeff Brain | Mayor |
| | Leon DeWeese | Council Member |
| | Robert Vinyard | Council Member |
| | Marvin Dickson | Council Member |
| | Charles Gillingham | Council Member |

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| STAFF: | Eddie Edwards | City Manager |
| | Stella E. Sauls | City Secretary |
| | Danny Richards | E.O.C. Director |
| | Bob Watson | Chief, Fire Department |
| | Jerry Langwell | Fire Marshal, Fire Department |
| | Larry Mullenix | Planning & Zoning Director |
| | Bruce Roberts | Captain, Police Department |
| | Jason Whisler | Lieutenant, Police Department |
| | Ted Dodd | Public Works Director |
| | Scott Radach | Finance Director |

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| VISITORS: | Rev. Norman Shuman | Word of Life Church |
| | Judy Mihm | |
| | Glendon Jett | |
| | Andrew Green | |

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| NEWS MEDIA: | Michelle Berry | Borger News Herald |
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QUESTIONS AND COMMENTS FROM CITIZENS: Citizens who have indicated their desire to speak to the City Council will be heard at this time. In compliance with the Texas Open Meetings Act, unless the subject matter is on the agenda, City Council members are prevented from acting on the subject and may respond only with statements of factual information or existing city policy; however, City Council members may request city staff to place the subject matter on a future agenda. Citizens are limited to three (3) minutes for their presentation to the City Council.

No Comments were heard.

MINUTES APPROVED: Following review of the minutes of the regular meeting of March 16, 2010, motion was made by Council Member Gillingham, seconded by Council Member Dickson, to approve the minutes as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None.

MINUTES APPROVED: Following review of the minutes of the special meeting of March 31, 2010, motion was made by Council Member DeWeese, seconded by Council Member Gillingham, to approve the minutes as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None.

PAYMENT OF EXPENDITURES APPROVED: The expenditures for the last half of March were submitted for the consideration of the Council. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Dickson, to approve payment of the expenditures for the last half of March as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None.

RESOLUTION R-006-10 APPROVED: City Manager Eddie Edwards, submitted Resolution R-006-10 for the consideration of the Council. The Resolution adopts a new investment policy and designates authorized representatives to act on behalf of the City in matters pertaining to the City's public funds. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Gillingham, to approve Resolution R-006-10 adopting a new Investment Policy and authorizing representatives to act on behalf of the City in matters pertaining to the City's public funds be approved as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None.

Resolution R-006-10 reads as follows:

RESOLUTION R-006-10

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF BORGER, TEXAS, APPROVING AN INVESTMENT
POLICY PURSUANT TO THE PUBLIC FUNDS
INVESTMENT ACT; AND DESIGNATING AUTHORIZED
REPRESENTATIVES TO ACT ON BEHALF OF THE CITY
IN ALL MATTERS PERTAINING TO THE CITY'S PUBLIC
FUNDS**

WHEREAS, the Public Funds Investment Act (Texas Government Code, Chapter 2256) requires that a municipality adopt and/or annually review its investment policy with respect to the investment of public funds; and

WHEREAS, City staff has reviewed the City of Borger's ("City") current investment policy and recommends that said policy be replaced in its entirety with the hereinafter attached Investment Policy dated April 2010 ("Policy"); and,

WHEREAS, the City Council of the City of Borger, Texas, having reviewed said Policy, concurs with staff's recommendation and finds that it is in the public interest to adopt said Policy as hereinafter attached; and,

WHEREAS, the City Council of the City of Borger, Texas, hereby designates the hereinafter mentioned individuals to act on behalf of the City in matters pertaining to the City's public funds.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS:

Section 1

That, the findings set out in the preamble are in all things hereby approved.

That, all previous investment policies are henceforth repealed and the hereinafter attached Investment Policy dated April 2010 is hereby adopted.

Section 2

That, the individuals, whose signatures appear in this Resolution, are Authorized Representatives of the City and are each hereby authorized as designated below to take actions deemed necessary and appropriate with the City's public funds.

The following listing of City staff is hereby approved as Authorized Representatives to open, close, deposit, withdraw, transfer, and perform any other legal or necessary action whether by paper or electronic methods for Obligations of, or Obligations Guaranteed by Governmental Entities; Certificates of Deposit and Share Certificates; Repurchase Agreements; Bankers Acceptances; Commercial Paper; Mutual Funds; Investment Pools; Checking Accounts; Lease Purchase and or Installment Loan Accounts:

Eddie E. Edwards
City Manager
806-273-0954

Authorized Signature

Scott M. Radach
Director of Finance
806-273-0912

Authorized Signature

The following listing of City staff is hereby approved as Authorized Representatives with the limited ability to be signatories of written checks on the City's Checking Accounts:

Larry Mullenix
Director of Planning & Zoning
806-273-0910

Authorized Signature

James W. Harder
Director of Utilities
806-273-0906

Authorized Signature

Stella Sauls
City Secretary
806-273-0902

Authorized Signature

The following listing of City staff is hereby approved as Authorized Representatives with the limited ability of electronic access to the City's Checking Accounts for the purpose of uploading EFTs, Drafts, Direct Deposits; and/or the transfer of funds between accounts:

Rhonda Partain
Administrative Assistant
806-273-0921

Authorized Signature

That, an Authorized Representative may be deleted by a written instrument signed by all remaining Authorized Representatives provided that the deleted Authorized Representative is assigned job duties that no longer require access to the City's public funds, or is no longer employed by the City.

Section 2

That, this Resolution and its authorization shall continue in full force and effect until amended or revoked by the City Council of the City of Borger, Texas; and until the participating institution receives a copy of any such amendment or revocation.

This Resolution supersedes all prior Authorized Representative designations.

PASSED, APPROVED, AND ADOPTED, on this the 6th day of April, 2010, at a regular meeting of the City Council of the City of Borger, Texas which meeting was held in

compliance with the Open Meetings Act, Tex Gov't Code, §551.001, et.seq. at which meeting a quorum was present and voting.

REQUEST BY THE HUTCHINSON COUNTY FARMERS MARKET TO USE CITY'S PARKING LOT APPROVED: Mr. Glendon Jett spoke on behalf of the Hutchinson County Farmer's Market Corporation. Mr. Jett explained that this is a non-profit corporation with rules and regulations on what could be sold at the market. Initial plans include a weekly market with six (6) commercial growers; the Corporation is also hopeful that local non-commercial growers will also choose to participate. The market would run from mid-July thru September or possibly early October weather permitting. Mr. Jett requested the Council allow the Corporation to locate and operate the market on the City owned parking lot in the 500 Block of Weatherly. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member DeWeese, to approve use of the City's parking lot in the 500 Block of Weatherly for a Farmer's Market. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None.

MEETING ADJOURNED: There being no further business, motion was made by Council Member Dickson, seconded by Council Member Vinyard, to adjourn the meeting. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None.

Mayor

ATTEST:

City Secretary